



# UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/720,030	11/24/2003	Taketo Heishi	67471-030	5444

7590 12/16/2009  
Michael E Fogarty  
McDermott Will & Emery  
600 13th Street NW  
Suite 1200  
Washington, DC 20005-3096

EXAMINER
----------

PARTRIDGE, WILLIAM B

ART UNIT	PAPER NUMBER
----------	--------------

2183

MAIL DATE	DELIVERY MODE
-----------	---------------

12/16/2009

PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.



Continuation of Substance of Interview including description of the general nature of what was discussed: Contacted Applicant to inform them of the defective declaration as per MPEP 1414 and 1402, specifically in that "A statement of at least one error which is relied upon to support the resissue application, i.e., which provides a basis for the resissue" is not found in the declaration. While Applicant does point out that they did not claim all they could have, that alone is not sufficient for a reissue. Applicant indicated that they would file a new declaration but that there may be a delay due to the holidays. Examiner confirmed that the delay would be acceptable and that the notice of allowance would be held until such time as the new declaration is submitted.

/David J. Huisman/  
Primary Examiner, Art Unit 2183